



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

March 27, 2013

Mr. John Whalen  
WA State Dept. of Fish & Wildlife  
2315 North Discovery Place  
Spokane Valley, Washington 99216

Re: Surface Water Permit No. S3-30613 and S3-30614

Dear Mr. Whalen:

In response to your request, you are hereby granted an extension to begin construction for the reason(s) below:

According to your request, the Federal Energy Regulatory Commission (FERC) licensing of the Boundary Dam facility, which in part provides the funding for this project, has been delayed. It appears you have made some goals in pursuing the beginning of construction of your project. You have requested five years to begin construction, which will be reduced to a more reasonable time frame. We will grant you an additional two years to begin your project. If additional time is required beyond this extension, your project will be reevaluated at that time.

The new deadline to submit your *Construction Notice* is **March 1, 2015**.

**YOUR RIGHT TO APPEAL**

You have a right to appeal this action to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal, you must do the following within 30 days of the date of receipt of this document:

- File your appeal and a copy of this document with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.

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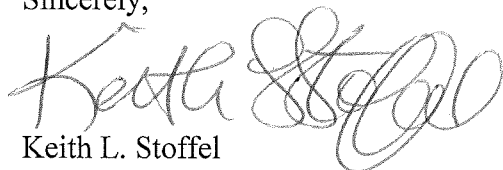
You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Suite 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

For additional information visit the Environmental Hearings Office Website:  
<http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State Legislature  
Website: <http://www1.leg.wa.gov/CodeReviser> .

If you have any questions, please contact Dan Tolleson at 509-329-3422.

Sincerely,



Keith L. Stoffel  
Section Manager  
Water Resources Program  
Eastern Regional Office

KLS/ DT:md

Enclosures: *Construction Notice*  
*Your Right to Be Heard*

I certify that I mailed this letter or an identical copy thereof, postage prepaid, to the above addressee(s) this 27<sup>th</sup> day of March, 2013.

Water Resources Program, Secretary Senior, Molly A. Davis 9.